

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 16, 2008, AT THE CLERMONT COUNTY ENGINEER'S OFFICE LOCATED AT 2381 CLERMONT CENTER DRIVE, BATAVIA, OHIO 45103, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, MARY C. WALKER, VICE PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...APPOINTMENT OF CONNIE TIBBE, EXECUTIVE ASSISTANT 2, BOARD OF COUNTY COMMISSIONERS, AS CLERK PRO TEM...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners hereby appoints Connie Tibbe, Executive Assistant 2, Board of County Commissioners, as Clerk Pro Tem for said Regular Session.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...
"NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY
MONTH" IN CLERMONT COUNTY, OHIO...08-0910-003...ADOPTED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners, Clermont County, Ohio, issue a Proclamation designating the month of September 2008 to be "National Alcohol and Drug Addiction Recovery Month" in Clermont County, Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Yes.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...
"NATIONAL PREPAREDNESS MONTH" IN CLERMONT COUNTY,
OHIO...08-0910-002...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners, Clermont County, Ohio, issue a Proclamation designating the month of September 2008 to be "National Preparedness Month" in Clermont County, Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mrs. Walker, Yes.

LET THE RECORD SHOW: Beth Nevel, Director, Department of Public Safety Services, provided the Board of County Commissioners with an update of the current conditions within

Clermont County as a result of the high wind storm event that occurred on Sunday, September 14, 2008, throughout the Greater Cincinnati area. The strong winds caused widespread damage and massive power outages throughout the County. Currently, twenty (20) County roads are closed because of fallen trees and/or power lines and a total of seventy-six (76) structures were damaged as a result of the high winds. Tom Yeager, Director of Utilities, Clermont County Sewer District, provided an update on the status of the County Waterworks/Wastewater Systems, and Wade Grabowski, Director, Facilities Management Department, provided an update on the operational conditions at the various County campuses. The Board of County Commissioners thanked everyone for their patience, hard work, and dedication, as well as, commended all the government agencies that worked together through this disaster. (DC# 08-0917-002)

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
EXTENSION NUMBER 1 TO THE GRANT AGREEMENT FOR THE
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA
PROGRAM FOR THE COUNTY OF CLERMONT, OHIO, FOR FISCAL
YEAR 2006 FOR AN EXTENSION OF TIME FOR PROJECT
COMPLETION THEREOF...06-0517-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of Scot Lahrmer, Assistant County Administrator, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute Extension Number 1 to the Grant Agreement (Grant Number B-F-06-013-1) with the State of Ohio, Department of Development, P.O. Box 1001, 77 South High Street, Columbus, Ohio 43216-1001 for the Community Development Block Grant (CDBG) Formula Program for the County of Clermont, Ohio, for Fiscal Year 2006, for an extension of time for project completion from 09/01/08 to 03/31/09, with all other terms and conditions of the original Agreement to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...AWARD OF BID FOR
PROJECT NUMBER 621-0023 RELATIVE TO THE CONSTRUCTION
OF THE MT. CARMEL/OLD STATE ROUTE 74 WATER MAIN
REPLACEMENT PROJECT LOCATED WITHIN UNION TOWNSHIP
AND EXECUTION OF CONTRACT RELATIVE THERETO...08-0613-
006...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Chris Rowland, P.E., Project Manager, with the concurrence of Lyle G. Bloom P.E., Sanitary Engineer, Clermont County Sewer District, to award the bid for Project Number 621-0023 relative to the construction of the Mt. Carmel/Old State Route 74 Water Main Replacement Project located in Union Township, pursuant to the plans and specifications therefore, to Howell Contractors, Inc., 980 Helen Ruth Drive, Fort Wright, Kentucky 41017 for their lowest and best bid received therefore on 07/31/08, at the item prices as outlined therein, for a total amount not to exceed \$795,282.00 and to execute the Contract relative thereto, pursuant to the terms and conditions set forth therein, the award of bid therefore and contingent upon the receipt of an updated Workers Compensation Certificate relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Abstained.

IN RE: CLERMONT COUNTY SEWER DISTRICT...RESOLUTION NUMBER 155-08/RESOLUTION DETERMINING TO MAKE IMPROVEMENTS KNOWN AS PROJECT NUMBER 621-0028 RELATIVE TO THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE S.R. 132/S.R. 131 TRANSMISSION MAIN PROJECT LOCATED IN STONELICK TOWNSHIP AND REQUEST TO ADVERTISE FOR BIDS FOR SAME...08-0905-007 AND 08-0910-001...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Matthew S. Smith, P.E., P.S., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, to adopt Resolution Number **155-08** determining to make improvements relative to the construction, operation, and maintenance of the S.R. 132/S.R. 131 Transmission Main Project situated in Stonelick Township as set forth in Exhibit A, attached thereto and made a part thereof, designated as Project Number 621-0028, and in conformance with the detailed plans, specifications and estimates of cost and financing as herein ratified and confirmed, all of which shall be paid from one or more of any combination of the Waterworks System Replacement and Improvements Fund, Waterworks System Capital Improvement Fund, any portion of any federal or state grant or loan should such become available, and/or by the issuance of notes or bonds pursuant to Section 133.08 of the Ohio Revised Code, and payable from revenues derived from water rates and charges levied for the operation of the Clermont County Waterworks System and subsequent thereto, to approve the request to advertise for bids for Project Number 621-0028 relative to the S.R. 132/S.R. 131 Transmission Main Project, pursuant to the specifications and plans therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 09/25/08, scheduling a non-mandatory Pre-Bid Meeting on 10/09/08 at 10:00 A.M., with bids to be received therefore until **2:00 P.M. Local Time on Thursday, 10/23/08** in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Abstained.

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON COLE ROAD IN PIERCE TOWNSHIP...08-0910-004...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize a temporary detour to through traffic on Cole Road in Pierce Township for the period of **Tuesday, 09/16/08 through Thursday, 09/18/08**, for road improvements, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore, pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: BOARD OF COUNTY COMMISSIONERS...REAFFIRMING THE
DECLARATION OF A STATE OF EMERGENCY IN CLERMONT
COUNTY, OHIO...08-0917-002...RATIFIED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Beth Nevel, Director, Department of Public Safety Services, with the concurrence of David L. Spinney, County Administrator, to reaffirm the declaration of a state of emergency in Clermont County, Ohio, as previously declared by the Board of Clermont County Commissioners in an Emergency Session held on Monday, September 15, 2008, in and as it relates to the widespread damage and power outages present throughout the county as a result of high winds on Sunday, September 14, 2008, pursuant to and in compliance with all appropriate laws, statutes, ordinances and resolutions, particularly Chapter 5502 of the Ohio Revised Code, and further to authorize all necessary emergency authority for protection of the lives and property of the people of Clermont County, as well as, for the restoration of local government with minimum interruption.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: A MOTION BY MR. CROSWELL, SECONDED BY MRS. WALKER, TO GO INTO EXECUTIVE SESSION AT 1:50 P.M. PURSUANT TO SECTION 121.22(G)(4) OF THE OHIO REVISED CODE REGARDING COLLECTIVE BARGAINING, CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 2:56 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Regular Session of **09/16/08** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:58 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
MARY C. WALKER, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

COMMISSIONERS' JOURNAL #302 CLERMONT COUNTY REGULAR SESSION 09/16/08

CONNIE TIBBE, CLERK PRO TEM

DATE APPROVED – 09/16/08